

R307-170

2. Title: Performance Specification Audits.

3. Type of notice: Amend

4. Purpose of the rule or reason for the change:

The purpose of the change is to remove the specific version date for the Code of Federal Regulations (CFR) found in R307-170-7. The rule will now default to R307-101-3 that establishes the version of the CFR that is incorporated throughout R307. In a separate rulemaking, the version of the CFR reference in R307-101-3 is being updated to the July 1, 2007 version. This amendment is part of an overall revision to that will streamline the process of updating the incorporation by reference of the Code of Federal Regulations throughout R307 (see separate filings on R307-101, R307-115, R307-215, R307-221, R307-222, R307-223, R307-224, R307-310, R307-401, R307-410, R307-417, R307-801, R307-840 in this issue). If requested, a public hearing will be held Wednesday, 12/19/2007 at 2:00 p.m. in the Main Conference Room of the Environmental Quality Building located at 150 N 1950 W in Salt Lake City. If no request for a public hearing is received by 12/14/2007, the hearing will be cancelled. After 12/14/2007, you may go to <http://www.airquality.utah.gov/Public-Interest/Public-Commen-Hearings/Pubrule.htm> or call 801-536-4136 to determine if the public hearing has been cancelled. A request for a public hearing may be submitted by electronic mail to mcaryl@utah.gov or by calling 801-536-4136.

6. Summary of the rule change:

This amendment removes the specific version date for the CFR in R307-170-7. The rule will now default to R307-101-3 that establishes the version of the CFR that is incorporated throughout R307. In a separate rulemaking, the version of the CFR reference in R307-101-3 is being updated to the July 1, 2007 version.

7. Aggregate anticipated cost or savings to:

- a. State budget:** Because these revisions do not create new requirements, no change in costs is expected for the state budget
- b. Local government:** Because these revisions do not create new requirements, no change in costs is expected for local governments.
- c. Other persons:** Because these revisions do not create new requirements, no change in costs is expected for other persons.

8. Compliance costs for affected persons:

This amendment does not change current requirements; therefore, no change in costs is expected.

9. Comments by the Dept head on the fiscal impact the rule may have on businesses:

This amendment does not create new requirements. Therefore, no additional costs are expected. (Richard W. Sprott, Executive Director, Department of Environmental Quality)

10. Authorizing statute: 19-2-101; 19-2-104(1)(c); 19-2-115(3)(b); 40 CFR 60

11. Materials incorporated by reference?

12. Public comment and hearing info: Wednesday, 12/19/2007 at 2:00 p.m. in the Main Conference Room of the Environmental Quality Building located at 150 N 1950 W in Salt Lake City.

13. May become effective on: February 7, 2008

14. Keywords: air pollution, monitoring, continuous monitoring